

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re: )  
)  
Mac Truong, )  
Debtor-Appellant )  
)  
\_\_\_\_\_)  
Mac Truong, )  
Debtor-Appellant )  
-against- )  
)  
Jeffrey L. Sapir, Esq. )  
Trustee-Appellee )  
\_\_\_\_\_)

Chapter 13

**Case No. 07-12194 (JMP)**

Judge: James M. Peck

**DEBTOR-APPELLANT MAC TRUONG'S  
DESIGNATION OF  
RECORD ON APPEAL  
AND  
STATEMENT OF THE ISSUES TO BE PRESENTED**

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**DESIGNATION OF RECORD ON APPEAL**

Appellant Mac Truong designates the following documents to be included in the Record on Appeal:

1. Order signed on July 20, 2007 Scheduling a Case Status Conference for 7/24/07 at 9:00 AM at Courtroom 601- Docket Item No. 6.
2. Debtor-Appellant's Motion to Extend Time Re. Debtor's Motion for an Order to Waive The Credit Counseling Requirements Prior to Commencing A Bankruptcy Case – Docket Item No. 11.
3. Order denying Debtor's Motion to Waive the Credit Counseling Prior to Commencing this Bankruptcy Case. Signed 7/24/07 – Item 12 on Docket.

4. **Dismissal Order dated July 24, 2007 Dismissing this Chapter 13 Case WITH PREJUDICE, Imposing a Bar to Refilling and Providing Related Relief.** Item #13 on Docket.
5. Appellant's Notice of Appeal filed by Mac Truong on August 2, 2007. Item #16 on Docket.

### **ISSUES TO BE PRESENTED ON APPEAL**

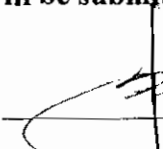
1. **Whether the U.S. Bankruptcy Court erred in that the Court found bad-faith filing while there was no admissible evidence to that effect.**
2. **Whether the Bankruptcy Court erred in that there was no evidence proving that debtor's exercise of his right to convert his case from Chapter 7 to Chapter 13 without prior court order is a misconduct warranting sanction under 28 USC 1927.**
3. **Whether the Court has subject-matter jurisdiction to revoke Chapter 7 Debtor Maryse Mac-Truong's discharge by dismissing her Chapter 7 case and enjoining her from filing within a year.**
4. **Whether the Court has subject-matter jurisdiction to revoke Chapter 13 Debtor Mac-Truong's Chapter 7 Discharge by dismissing his Chapter 13 case that was converted from his Chapter 7 case and enjoining him from filing within a year.**
5. **Any other issues that a review of the appeal records may show to be appropriate to be raised.**

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### **COPIES OF THE DESIGNATED ITEMS**

**Will be submitted on request**

Dated: August 8, 2007

  
Mac-Truong, Debtor-Appellant pro se  
By Mac Truong, his Authorized Agent.

## CERTIFICATION OF SERVICE

I, Mac Truong, certify under the penalty of perjury:

On August 8, 2007, I served the true copies of the within document(s) by U.S. First Class

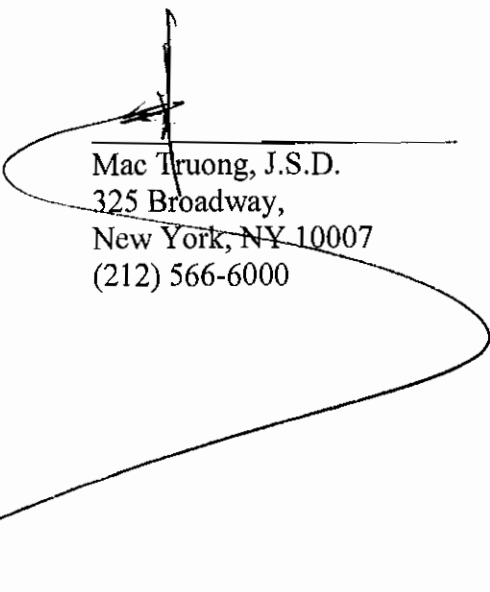
Mail upon the following entities and/or individuals:

United States Trustee  
33 Whitehall Street  
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Jeffrey L. Sapir, Esq.  
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Steven P. Kartzman, Esq.  
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Dated: August 8, 2007



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